

Exhibit B

APPEAL,APPEAL_NAT,COMPLEX

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Houston)
CRIMINAL DOCKET FOR CASE #: 4:17-cr-00222-1**

Case title: USA v. Rodriguez

Date Filed: 04/12/2017

Assigned to: Judge Lynn N Hughes

Defendant (1)**Brenda Rodriguez***Bond*represented by **Federal Public Defender - Houston**

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*TERMINATED: 04/26/2017**LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Designation: Public Defender or
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CONSPIRACY TO COMMIT

HEALTH CARE FRAUD

(1)

HEALTH CARE FRAUD

(2-4)

Disposition**Highest Offense Level (Opening)**

Felony

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

None

Disposition**Plaintiff**

USA

represented by **Scott Philip Armstrong**
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Date Filed	#	Docket Text
04/12/2017		Judge Lynn N Hughes assigned to case. (ckrus, 4) (Entered: 04/13/2017)
04/12/2017	<u>1</u>	INDICTMENT (The original indictment with the signature of the grand jury foreperson is on file under seal with the clerk) as to Brenda Rodriguez (1) count (s) 1, 2-4, filed. (ckrus, 4) (Entered: 04/13/2017)
04/12/2017	<u>2</u>	US Attys Criminal Docket Sheet as to Brenda Rodriguez, filed.(ckrus, 4) (Entered: 04/13/2017)
04/12/2017	<u>3</u>	MOTION to Seal by USA as to Brenda Rodriguez, filed. (ckrus, 4) (Entered: 04/13/2017)
04/12/2017	<u>4</u>	ORDER granting <u>3</u> Motion to Seal as to Brenda Rodriguez (1).(Signed by Magistrate Judge Nancy K Johnson.) Parties notified.(ckrus, 4) (Entered: 04/13/2017)
04/13/2017	<u>5</u>	ORDER FOR ISSUANCE OF Bench WARRANT as to Brenda Rodriguez (Signed by Magistrate Judge Nancy K Johnson) Parties notified. (ckrus, 4) (Entered: 04/13/2017)
04/20/2017	<u>6</u>	Minute Entry for proceedings held before Magistrate Judge Frances H Stacy: INITIAL APPEARANCE as to Brenda Rodriguez, (Deft informed of rights) held on 4/20/2017. Defendant appeared without counsel, Bond set 50,000., defendant advised of conditions of release, Case Unsealed. Counsel Determination Hearing set for 4/24/2017 at 10:00 AM in Courtroom 704 before Magistrate Judge Frances H Stacy Appearances: Tina Ansari.(ERO:yes) (Interpreter:no) Deft continued on Bond, filed.(mmapps, 4) (Entered: 04/21/2017)
04/20/2017	<u>8</u>	Appearance Bond Entered as to Brenda Rodriguez in amount of \$ 50,000., filed. (Attachments: # <u>1</u> Un-Redacted Copy)(mmapps, 4) (Entered: 04/24/2017)

04/21/2017	7	Pretrial Services Report (Sealed) as to Brenda Rodriguez, filed. (tgilyard, 4) (Entered: 04/21/2017)
04/21/2017	9	ORDER Setting Conditions of Release as to Brenda Rodriguez (1) 50,000 (Signed by Magistrate Judge Frances H Stacy) (Attachments: # 1 Un-Redacted Copy) Parties notified. (mmapps, 4) (Entered: 04/24/2017)
04/24/2017	10	Minute Entry for proceedings held before Magistrate Judge Frances H Stacy: COUNSEL DETERMINATION HEARING as to Brenda Rodriguez held on 4/24/2017. Defendant requests appointed counsel, Financial Affidavit Executed and Sworn, Order appointing FPD, Arraignment being held now, Appearances: Michael Chu, Jules Johnson(ERO:Yes) (Interpreter:no) Deft continued on Bond, filed.(mmapps, 4) (Entered: 04/25/2017)
04/24/2017	11	Sealed Financial Affidavit CJA 23 by Brenda Rodriguez, filed. (Entered: 04/25/2017)
04/24/2017	12	ORDER APPOINTING FEDERAL PUBLIC DEFENDER Federal Public Defender - Houston for Brenda Rodriguez (Signed by Magistrate Judge Frances H Stacy) Parties notified. (mmapps, 4) (Entered: 04/25/2017)
04/24/2017	13	Minute Entry for proceedings held before Magistrate Judge Frances H Stacy: ARRAIGNMENT as to Brenda Rodriguez (1) Count 1,2-4 held on 4/24/2017. Not Guilty on all counts. Scheduling Order Issued Appearances: Michael Chu, Jules Johnson (ERO:yes) (Interpreter:no) Deft continued on Bond, filed. (mmapps, 4) (Entered: 04/25/2017)
04/24/2017	14	SCHEDULING ORDER as to Brenda Rodriguez. ETT: 1 week: Speedy Trial Limits Waived? no: Motion Filing due by 5/15/2017. Responses due by 5/25/2017. Pretrial Conference set for 6/19/2017 at 02:30 PM in Courtroom 11C before Judge Lynn N Hughes Proposed Voir Dire due by 6/20/2017. Jury Trial set for 6/27/2017 at 09:00 AM in Courtroom 11C before Judge Lynn N Hughes (Signed by Magistrate Judge Frances H Stacy) Parties notified. (mmapps, 4) (Entered: 04/25/2017)
04/26/2017	15	ORDER APPOINTING COUNSEL for Defendant Brenda Rodriguez. Lance Hamm appointed. (Signed by Magistrate Judge Frances H Stacy) Parties notified. (bwhite, 4) (Entered: 04/26/2017)
04/26/2017		Attorney update in case as to Brenda Rodriguez. Attorney Federal Public Defender - Houston terminated. (bwhite, 4) (Entered: 04/26/2017)
04/26/2017	16	Bench Warrant issued 03/13/2017 Returned Executed on 04/20/2017 in case as to Brenda Rodriguez. Document restricted from PACER under privacy policy, filed. (mxperez, 5) (Entered: 04/27/2017)
05/24/2017	17	Agreed MOTION to Continue trial , Agreed MOTION to Certify Case as Complex by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order) (Hamm, Lance) (Entered: 05/24/2017)
05/31/2017	18	NOTICE OF ATTORNEY APPEARANCE Scott Philip Armstrong appearing for USA , filed.(Armstrong, Scott) (Entered: 05/31/2017)
05/31/2017	19	

		NOTICE OF ATTORNEY APPEARANCE Ashlee Caligone McFarlane appearing for USA , filed.(McFarlane, Ashlee) (Entered: 05/31/2017)
06/13/2017	20	ORDER on Certification as to Brenda Rodriguez (1). On Rodriguez's motion, this case is certified as complex 17 . (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 06/13/2017)
06/13/2017	21	ORDER Continuing Trial as to Brenda Rodriguez. Motions due by 9/18/2017. Responses due by 9/28/2017. Pretrial conference reset for 10/23/2017 at 02:30 PM in Room 11122 before Judge Lynn N Hughes. Proposed voir dire and jury instructions due by 10/24/2017. Jury selection and trial reset for 10/31/2017 at 09:00 AM in Courtroom 11C before Judge Lynn N Hughes. (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 06/13/2017)
09/08/2017	22	Unopposed MOTION to Continue Trial by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 09/08/2017)
09/11/2017	23	ORDER Continuing Trial as to Brenda Rodriguez terminating 22 . Motions due by 12/18/2017. Responses due by 12/28/2017. Pretrial conference reset for 1/22/2018 at 02:30 PM in Room 11122 before Judge Lynn N Hughes. Proposed voir dire and jury instructions due by 1/23/2018. Jury selection and trial reset for 1/30/2018 at 09:00 AM in Courtroom 11C before Judge Lynn N Hughes. (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 09/11/2017)
12/11/2017	24	Unopposed MOTION to Continue All settings and deadlines by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 12/11/2017)
12/12/2017	25	ORDER Continuing Trial as to Brenda Rodriguez terminating 24 . Motions due by 3/5/2018. Responses due by 3/15/2018. Pretrial conference reset for 4/9/2018 at 02:30 PM in Room 11122 before Judge Lynn N Hughes. Proposed voir dire and jury instructions due by 4/10/2018. Jury selection and trial reset for 4/17/2018 at 09:00 AM in Courtroom 11C before Judge Lynn N Hughes. (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 12/12/2017)
04/04/2018	26	Unopposed MOTION to Continue Pretrial and Trial Setting by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 04/04/2018)
04/05/2018	27	ORDER Continuing Trial as to Brenda Rodriguez terminating 26 . Motions due by 10/29/2018. Responses due by 11/8/2018. Pretrial conference reset for 12/3/2018 at 02:30 PM in Room 11122 before Judge Lynn N Hughes. Proposed voir dire and jury instructions due by 11/30/2018. Jury selection and trial reset for 12/11/2018 at 09:00 AM in Courtroom 11C before Judge Lynn N Hughes. (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 04/05/2018)
09/11/2018	28	Unopposed MOTION to Travel by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 09/11/2018)
09/12/2018	29	

		Travel ORDER as to Brenda Rodriguez (1). Rodriguez may attend the wedding in Fort Lauderdale, Florida, with the conditions as ordered 28 . (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 09/13/2018)
10/12/2018	30	Opposed MOTION to Continue Pretrial Conference and Trial by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 10/12/2018)
10/17/2018	31	RESPONSE by USA as to Brenda Rodriguez re 30 Opposed MOTION to Continue Pretrial Conference and Trial , filed.(Armstrong, Scott) (Entered: 10/17/2018)
10/24/2018	32	ORDER Continuing Trial as to Brenda Rodriguez terminating 30 . Motions due by 12/3/2018. Responses due by 12/13/2018. Pretrial conference reset for 1/14/2019 at 02:30 PM in Room 11122 before Judge Lynn N Hughes. Proposed voir dire and jury instructions due by 1/15/2019. Jury selection and trial reset for 1/22/2019 at 09:00 AM in Courtroom 11C before Judge Lynn N Hughes. (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 10/24/2018)
01/04/2019	33	MOTION for Discovery by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 01/04/2019)
01/04/2019	34	MOTION for Jencks Act Material by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 01/04/2019)
01/04/2019	35	MOTION for Notice of Govt Intent to Use Evidence by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 01/04/2019)
01/04/2019	36	MOTION for Rule 12(d) Designation by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 01/04/2019)
01/04/2019	37	MOTION for Witness List by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 01/04/2019)
01/04/2019	38	MOTION for Transcript of Grand Jury Minutes by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 01/04/2019)
01/04/2019	39	MOTION for Brady Materials by Brenda Rodriguez, filed. (Attachments: # 1 Proposed Order)(Hamm, Lance) (Entered: 01/04/2019)
01/08/2019	40	Sealed Event, filed. (With attachments) (Entered: 01/08/2019)
01/10/2019	41	RESPONSE to Motion by USA as to Brenda Rodriguez re 38 MOTION for Transcript of Grand Jury Minutes , 33 MOTION for Discovery , 34 MOTION for Jencks Act Material , 35 MOTION for Notice of Govt Intent to Use Evidence , 36 MOTION for Rule 12(d) Designation , 39 MOTION for Brady Materials , 37 MOTION for Witness List , filed.(Ansari, Tina) (Entered: 01/10/2019)
01/10/2019	44	Sealed Order, filed. (Entered: 01/14/2019)
01/11/2019	42	EXHIBIT LIST by USA as to Brenda Rodriguez, filed. (Armstrong, Scott) (Entered: 01/11/2019)

01/11/2019	43	NOTICE of Intent to use LCR55 by USA as to Brenda Rodriguez re 42 Exhibit List, filed.(Armstrong, Scott) (Entered: 01/11/2019)
01/14/2019	45	Proposed Jury Instructions by USA as to Brenda Rodriguez, filed. (Armstrong, Scott) (Entered: 01/14/2019)
01/14/2019	46	Proposed Voir Dire by USA as to Brenda Rodriguez, filed. (Armstrong, Scott) (Entered: 01/14/2019)
01/14/2019		Minute Entry for PRETRIAL CONFERENCE held before Judge Lynn N Hughes on 1/14/2019 as to Brenda Rodriguez. Pending motions addressed and terminated 33 , 34 , 35 , 36 , 37 , 38 , 39 . If necessary, a Pretrial Conference will be held on 1/18/2019 at 03:30 PM in Courtroom 11C before Judge Lynn N Hughes. Appearances: Scott Armstrong, Lance Hamm. (Court Reporter: J. Sanchez) Deft continued on bond. (ghassan, 4) (Entered: 01/15/2019)
01/15/2019		US ATTORNEY'S NOTICE OF APPEARANCE. Thomas Heyward Carter appearing for USA, filed.(Carter, Thomas) (Entered: 01/15/2019)
01/16/2019	47	Sealed Event, filed. (Entered: 01/16/2019)
01/16/2019	48	WITNESS LIST by USA as to Brenda Rodriguez, filed. (Armstrong, Scott) (Entered: 01/16/2019)
01/17/2019	49	EXHIBIT LIST by USA as to Brenda Rodriguez, filed. (Armstrong, Scott) (Entered: 01/17/2019)
01/18/2019	50	AO 435 TRANSCRIPT ORDER FORM by Tina Ansari as to Brenda Rodriguez for Transcript of 1/14/2019. Pretrial Conference, Judge Hughes. Daily (24 hours) turnaround requested. Court Reporter/Transcriber: Johnny Sanchez, filed. (mmapps, 4) (Entered: 01/18/2019)
01/18/2019	51	AO 435 TRANSCRIPT ORDER FORM by Tina Ansari as to Brenda Rodriguez for Transcript of 1/18/2019, Pretrial Conference, Judge Hughes. Daily (24 hours) turnaround requested. Court Reporter/Transcriber: Fred Warner, filed. (mmapps, 4) (Entered: 01/18/2019)
01/18/2019		Minute Entry for PRETRIAL CONFERENCE held before Judge Lynn N Hughes on 1/18/2019 as to Brenda Rodriguez. Trial discussed. Appearances: Scott Armstrong, Tina Ansari, Ryan Patrick, Jason Smith, Thomas Carter, Lance Hamm. (Court Reporter: F. Warner) Deft continued on bond. (ghassan, 4) (Entered: 01/18/2019)
01/18/2019	52	ORDER Denying Extension as to Brenda Rodriguez. The government's motion to continue the trial is denied. The continuance was sought for collateral issues outside of the facts of this case and would result in an undue delay. Nothing about the preparation or trial that starts Tuesday was implicated in the empty motion. (Signed by Judge Lynn N Hughes) Parties notified. (ghassan, 4) (Entered: 01/18/2019)
01/19/2019	53	MOTION for Recusal by USA as to Brenda Rodriguez, filed. (Attachments: # 1 Appendix A--Affidavit of Jason Smith, # 2 Appendix B--28 USC 144 Certification)(Ansari, Tina) (Entered: 01/19/2019)
01/19/2019	54	

	NOTICE OF APPEAL to US Court of Appeals for the Fifth Circuit by USA as to Brenda Rodriguez, filed.(Ansari, Tina) (Entered: 01/19/2019)
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